

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services- Agriculture and Cooperation Department- Sri. A.Dharma Rao, Assistant Director of Agriculture, (Retired) – Punishment awarded under rule 9 of the APRPR 1980 Vide G.O.Rt.No.246, Agriculture&Cooperation(Vig.I) Department Dated:09.03.2002 - Set – aside – Review of penalty orders - Penalty Imposed –Orders –Issued

AGRICULTURE AND COOPERATION (VIG.I)DEPARTMENT

G.O.Rt.No: 741

Dated:25 /06/2009
Read the following

- 1)G.O.Rt.No.246, Dated.09.03.2002, Agriculture & Cooperation(Vig-I)Department.
- 2) Judgment of Andhra Pradesh Administrative Tribunal in O.A. No.4580/2002, Dated: 02.09.2003
- 3) Judgment of Hon'ble High Court in W.P.No.19824/07, Dt.27.07.2007
- 4.G.O.Rt.No.1624 , Agriculture& Cooperation (Vig.I)Department, Dated:- 23.12.2008
- 5.Government .Memo.No.6764/Vig.I/A2/2002 , Dated:.23/12/08, Agriculture & Cooperation (Vig.I)Department.
6. Representation Dated: 2.4.2009, received from Shri A.Dharma Rao, Assistant Director of Agriculture,(Retd.)Warangal.

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ORDER

In the G.O. 1st read above, Government, in a disciplinary case against Sri. A. Dharma Rao(Retired) Assistant Director of Agriculture, had imposed a penalty of withholding 50% pension permanently, for the charge of bigamy was proved against him. Aggrieved by the penalty orders, the individual has filed O.A.No.4580/ 2002 before Hon'ble APAT., Hyderabad. The Hon'ble Tribunal had observed that the penalty of withholding 50% pension was imposed against him by the Government without verifying the facts, and when O.A.No.654/97 was pending before the tribunal. Hence , the penalty orders were set aside by Hon'ble Tribunal. In the W.P.No:12091/ 2004 filed by Government against the tribunal orders, Hon'ble High Court has upheld the Hon'ble Tribunal orders, and dismissed the writ petition, and has given liberty to Government to pass fresh orders on merits, in accordance with law, against the individual.

2. Vide the reference 5th read above, in the light of the judgment of the Hon'ble High Court, Government have set aside the G.O.Rt.No: 246, Dated: 9.3.2002, Agriculture & Cooperation (Vig.I)Department, and has issued a show cause notice under Rule 9 of APRP, 1980, vide reference 5th read above, and called for his representation on as to why a suitable penalty should not be imposed for the charge of bigamy was proved against him.

3. Shri A.Dharma Rao, Assistant Director of Agriculture (Retired), has submitted his representation vide reference 6th read above, and has stated that he is giving maintenance of Rs. 1500/- per month to his wedded wife i.e first wife, as per the court orders, and that further action against him may be set aside on humanitarian grounds, as he is facing financial problems due to pending of the disciplinary case against him.

4. Government have carefully examined the matter in the light of the material available in the case, and in the light of the observations of the Hon'ble High Court, and have observed that the charge of bigamy committed by the individual was proved in the regular inquiry conducted by the department and he has violated Rule 25 of the AP Civil Service Conduct

(P.T.O)

Rules. After considering all aspects of the case & the material on record, it is considered to impose a penalty of 10 % pension cut for a period of 3 years against him.

5. Government hereby impose the penalty of 10% pension cut for a period of 3 years against Shri A. Dharma Rao, Assistant Director of Agriculture, Warangal. The Commissioner & Director of Agriculture, Hyderabad is requested to take necessary further action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**RACHEL CHATTERJEE
PRINCIPAL SECRETARY TO GOVERNMENT**

**To
Sri. A. Dharma Rao., Assistant Director of Agriculture (Retired)
Jagityal, Karimnagar District(through the Commissioner and
Director of Agriculture AP Hyderabad.)**

**Copt to:
The Commissioner and Director of Agriculture, AP, Hyderabad.
SF/SC**

//FORWARDED :: BY ORDER//

SECTION OFFICER